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IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-FIRST LEGISLATURE

**SIXTY-FIRST LEGISLATIVE DAY
FRIDAY, MARCH 9, 2012**

Senate Chamber

President Little called the Senate to order at 10 a.m.

Roll call showed all members present except Senators Davis and Malepeai, absent and formally excused by the Chair; and Senators Cameron, Lodge, and McKague, absent and excused.

Prayer was offered by Chaplain Keith Buhler.

The Pledge of Allegiance was led by Nathan Chelson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 8, 2012, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Fulcher, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 9, 2012

The JUDICIARY AND RULES Committee reports that [S 1384](#), [S 1385](#), and [SCR 130](#) have been correctly printed.

DARRINGTON, Chairman

[S 1384](#) was referred to the Finance Committee.

[S 1385](#) was referred to the State Affairs Committee.

[SCR 130](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

Senator Lodge was recorded present at this order of business.

March 8, 2012

The EDUCATION Committee reports out [HCR 48](#) with the recommendation that it do pass.

GOEDDE, Chairman

[HCR 48](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 8, 2012

The HEALTH AND WELFARE Committee reports out [H 503](#) and [H 558](#) with the recommendation that they do pass.

LODGE, Chairman

[H 503](#) and [H 558](#) were filed for second reading.

On request by Senator Fulcher, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

March 8, 2012

Dear Mr. President:

I transmit herewith [H 608](#), [H 635](#), [H 636](#), [H 638](#), [H 609](#), [H 583](#), and [H 587](#), as amended, which have passed the House.

ALEXANDER, Chief Clerk

[H 608](#), [H 635](#), [H 636](#), [H 638](#), [H 609](#), [H 583](#), and [H 587](#), as amended, were filed for first reading.

March 8, 2012

Dear Mr. President:

I transmit herewith Enrolled [H 465](#), [H 492](#), [H 546](#), [H 499](#), [H 521](#), [H 534](#), [H 441](#), [H 442](#), [H 500](#), [H 501](#), [H 472](#), and [HCR 34](#) for the signature of the President.

ALEXANDER, Chief Clerk

The President signed Enrolled [H 465](#), [H 492](#), [H 546](#), [H 499](#), [H 521](#), [H 534](#), [H 441](#), [H 442](#), [H 500](#), [H 501](#), [H 472](#), and [HCR 34](#) and ordered them returned to the House.

Senator McKague was recorded present at this order of business.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On request by Senator McKenzie, granted by unanimous consent, [SCR 127](#) was referred to the State Affairs Committee.

Senator Cameron was recorded present at this order of business.

The President announced that [HCR 36](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Fulcher, seconded by Senator Stennett, [HCR 36](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that [SR 104](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Bilyeu, seconded by Senator Vick, [SR 104](#) was adopted by voice vote, title was approved, and the resolution ordered filed in the office of the Secretary of the Senate.

On request by Senator Winder, granted by unanimous consent, [HCR 39](#) retained its place on the calendar for Monday, March 12, 2012.

The President announced that [HJM 8](#) was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by Senator Winder, seconded by Senator Fulcher, [HJM 8](#) was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

The Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[H 608](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

[H 635](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 636](#) and [H 638](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

[H 609](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

[H 583](#), by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

[H 587](#), as amended, by State Affairs Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 396](#), [H 397](#), [H 399](#), [H 400](#), and [H 401](#), by Resources and Conservation Committee, were read the second time at length and filed for third reading.

[S 1370](#), by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

[H 621](#) and [H 622](#), by Appropriations Committee, were read the second time at length and filed for third reading.

[S 1381](#) and [S 1382](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 579](#), by Education Committee, was read the second time at length and filed for third reading.

[H 541](#), [H 420](#), [H 421](#), and [H 422](#), by Business Committee, were read the second time at length and filed for third reading.

[H 523](#), as amended, by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

[H 598](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1369](#), by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

[H 464](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Tippets arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

A motion was made by Senator Toryanski, seconded by Senator Cameron, to refer [H 464](#) to the Fourteenth Order of Business, General Calendar.

Roll call vote was requested by Senator Cameron. Senators Broadsword, Keough and Schmidt stood in support of the roll call request.

AYES—Andreason, Bilyeu, Bock, Broadsword, Cameron, Corder, Darrington, Hammond, Johnson, Keough, LeFavour, Malepeai, McKenzie, Schmidt, Stennett, Toryanski, Werk. Total - 17.

NAYS—Bair, Brackett, Fulcher, Goedde, Heider, Hill, Lodge, McKague, Mortimer, Nuxoll, Pearce, Rice, Siddoway, Smyser, Tippets, Vick, Winder. Total - 17.

Absent and excused—Davis. Total - 1.

Paired and voting included in roll call:

AYE - Malepeai NAY - Winder

Total - 35.

A tie vote having resulted in the roll call, the President voted AYE and [H 464](#) was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Fulcher, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Fulcher, seconded by Senator Bock, by voice vote, the Senate adjourned at 12:10 p.m. until the hour of 10 a.m., Monday, March 12, 2012.

BRAD LITTLE, President

Attest: JENNIFER NOVAK, Secretary